

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

JIMMIE LEWIS,

Plaintiff,

v.

DR. SYLVIA FOSTER, NURSE
ASSISTANT ROBERT N. GRAY, MR.
JOHNSON 1, MR. JOHNSON 2, LANCE
SAGERS, and DAVE MOFFETT,

Defendants.

Civil Action No. 04-1350-GMS

ORDER

AND NOW, this ____ day of _____, 2008, the Court having considered the motion of counsel for defendants Robert N. Gray, David Moffett and Lance Sagers to have the Motion for Summary Judgment and Opening Brief in support thereof of such defendants deemed timely filed, and good cause appearing, IT IS HEREBY ORDERED AND DECREED THAT:

1. The Motion is GRANTED; and
2. The Motion of Defendants Robert N. Gray, David Moffett and Lance Sagers for summary judgment and opening brief in support thereof (D.I. 52 and D.I. 253) are deemed to have been timely filed with the Court.

The Honorable Gregory M. Sleet
United States District Court Judge